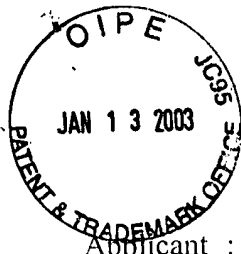


#29

TECH CENTER 160C/2900

JAN 15 2003

RECEIVED



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Robert W. Busby et al.
 Serial No. : 09/487,558
 Filed : January 19, 2000
 Title : METHODS FOR IMPROVING SECONDARY METABOLITE PRODUCTION
 IN FUNGI

Art Unit : 1636
 Examiner : K. Davis

Commissioner for Patents
 Washington, D.C. 20231

TRANSMITTAL LETTER AND PETITION FOR AUTOMATIC EXTENSION

Correspondence relating to this application is enclosed. The required fees are computed below. Please apply any charges not covered, or any credits, to Deposit Account No. 06-1050.

Total Claims	120	-	103	=	17	\$153
Independent	8	-	8	=	0	\$0
First Presentation of Multiple Dependent Claims						\$0

Applicant hereby petitions under 37 C.F.R. §1.136 for a 3 month extension of time.

\$465

TOTAL FEE DUE

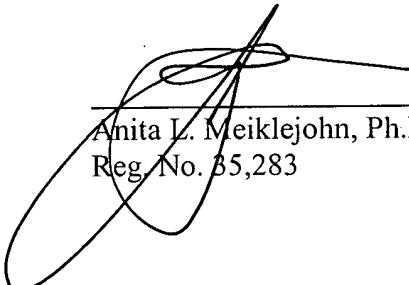
\$618

A check for \$618 is attached.

Respectfully submitted,

Date:

6 January 2003


 Anita L. Meiklejohn, Ph.D.
 Reg. No. 35,283

Fish & Richardson P.C.
 225 Franklin Street
 Boston, Massachusetts 02110-2804
 Telephone: (617) 542-5070
 Facsimile: (617) 542-8906

20564682.doc

01/14/2003 CV0111 00000151 09487558

01 FC:2253

465.00 OP

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

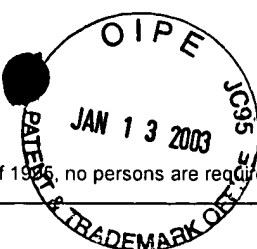
January 6, 2003

Signature

Carrie A. Amonte

Typed or Printed Name of Person Signing Certificate

Carrie A. Amonte



RCE/1600

PTO/SB/30 (5/2000)

Approved for use through xx/xx/xxxx. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION (RCE)

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/487,558
Filing Date	January 19, 2000
First Named Inventor	Robert W. Busby et al.
Group Art Unit	1636
Examiner Name	K. Davis
Attorney Docket Number	14184-008001

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. §1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered)
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☐ Information Disclosure Statement (IDS)
 - iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. §1.17(i) required)
- b. ☐ Other _____

3. Fee The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1050
- i. ☐ RCE fee required under 37 C.F.R. §1.17(e)
 - ii. ☐ Extension of time fee (37 C.F.R. §§1.136 and 1.17)
 - iii. ☒ Other Any deficiencies
- b. ☒ Check in the amount of \$ 375 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

01/14/2003 CV0111 00000151 09487558

02 FC:2801
03 FC:2202375.00 OP
153.00 OP

RECEIVED
 JAN 15 2003
 TECH CENTER 1600/2900

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Name (Print/Type)	Anita L. Meiklejohn, Ph.D.	Registration No. (Attorney/Agent)	35,283
Signature		Date	January 6, 2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to **Commissioner for Patents, Box RCE, Washington, DC 20231** or facsimile transmitted to the U.S. Patent and Trademark Office on: January 6, 2003

Name (Print/Type)	Carrie A. Amonte	Date	January 6, 2003
Signature			